

In re:
 Barry Portnoy
 Debtor

Case No. 14-16081-mdc
 Chapter 7

CERTIFICATE OF NOTICE

District/off: 0313-2

User: YvetteWD
 Form ID: pdf900

Page 1 of 3
 Total Noticed: 1

Date Rcvd: Oct 11, 2018

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Oct 13, 2018.

db +Barry Portnoy, 101 Edwards Drive, Richboro, PA 18966-1174

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.
 NONE.

TOTAL: 0

***** BYPASSED RECIPIENTS *****

NONE.

TOTAL: 0

Addresses marked '+' were corrected by inserting the ZIP or replacing an incorrect ZIP.
 USPS regulations require that automation-compatible mail display the correct ZIP.

Transmission times for electronic delivery are Eastern Time zone.

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed. R. Bank. P. 2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Oct 13, 2018

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on October 11, 2018 at the address(es) listed below:

ALBERT M BELMONT, III on behalf of Interpleader SamZach Irrevocable Trust
 abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com
 ALBERT M BELMONT, III on behalf of Interpleader Danielle Portnoy abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com
 ALBERT M BELMONT, III on behalf of Defendant Zachary Portnoy abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com
 ALBERT M BELMONT, III on behalf of Defendant Danielle Portnoy abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com
 ALBERT M BELMONT, III on behalf of Defendant Danielle Portnoy (as Trustee of the "SamZach Irrevocable Trust") abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com
 ALBERT M BELMONT, III on behalf of Defendant Samzach Partners, L.P.
 abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com
 ALBERT M BELMONT, III on behalf of Defendant Samantha Portnoy (as Co-Trustee of the Revocable Deed of Trust of Danielle M. Portnoy) abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com
 ALBERT M BELMONT, III on behalf of Defendant Sam-Zachary Partners, LLC
 abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com
 ALBERT M BELMONT, III on behalf of Defendant Samantha Portnoy abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com
 ALBERT M BELMONT, III on behalf of Altchem Environmental Services, Inc.
 abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com
 ALBERT M BELMONT, III on behalf of Defendant BF Services, L.P. abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com
 ALBERT M BELMONT, III on behalf of Defendant Altchem Environmental Services, Inc.
 abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com
 ALBERT M BELMONT, III on behalf of Defendant Danielle Portnoy (as Co-Trustee of the Revocable Deed of Trust of Danielle M. Portnoy) abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com
 ALBERT M BELMONT, III on behalf of Defendant Maxsys, Inc. abelmont@bochettoandlentz.com, mkamins@bochettoandlentz.com
 ANDREW F GORNALL on behalf of Creditor M&T BANK agornall@kmllawgroup.com, bkgroup@kmllawgroup.com
 BENJAMIN A. GARBER on behalf of Vorndran Construction, Inc. BGarber@braverlaw.com, dmayfield@braverlaw.com;dmarano@braverlaw.com;belle@braverlaw.com
 BENJAMIN A. GARBER on behalf of Debtor Barry Portnoy BGarber@braverlaw.com, dmayfield@braverlaw.com;dmarano@braverlaw.com;belle@braverlaw.com
 BENJAMIN A. GARBER on behalf of Braverman Kaskey PC BGarber@braverlaw.com, dmayfield@braverlaw.com;dmarano@braverlaw.com;belle@braverlaw.com
 DANIEL J. MCGRAVEY on behalf of Plaintiff Republic First Bank d/b/a Republic Bank dmgravey@clarkhill.com
 DANIEL MICHAEL PEREIRA on behalf of Plaintiff Republic First Bank, d/b/a Republic Bank dpereira@schnader.com, 5283212420@filings.docketbird.com,Emccarthy@schnader.com

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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

DAVID B. SMITH on behalf of Attorney SMITH KANE HOLMAN, LLC dsmith@skhlaw.com, b.dr70286@notify.bestcase.com
DAVID L. BRAVERMAN on behalf of Debtor Barry Portnoy dbraver@braverlaw.com, dmarano@braverlaw.com;dmayfield@braverlaw.com;belle@braverlaw.com;gollotto@braverlaw.com;sine@braverlaw.com
DAVID L. BRAVERMAN on behalf of Plaintiff Barry Portnoy dbraver@braverlaw.com, dmarano@braverlaw.com;dmayfield@braverlaw.com;belle@braverlaw.com;gollotto@braverlaw.com;sine@braverlaw.com
DAVID L. BRAVERMAN on behalf of Defendant Barry Portnoy dbraver@braverlaw.com, dmarano@braverlaw.com;dmayfield@braverlaw.com;belle@braverlaw.com;gollotto@braverlaw.com;sine@braverlaw.com
GAETAN J. ALFANO on behalf of Attorney Michael E. Carson, Esquire GJA@Pietragallo.com
GAETAN J. ALFANO on behalf of Creditor Michael Carson GJA@Pietragallo.com
GARY DAVID BRESSLER on behalf of Interested Party Bonnie B. Finkel, Chapter 7 Trustee of the bankruptcy estate of Demrex Industrial Services, Inc. gbressler@mdmc-law.com, kdeans@mdmc-law.com;sshidner@mdmc-law.com;cbassano@mdmc-law.com
GARY F SEITZ on behalf of Plaintiff Robert H. Holber gseitz@gsbblaw.com
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GARY F SEITZ on behalf of Trustee ROBERT H. HOLBER gseitz@gsbblaw.com
GEORGE BOCHETTO on behalf of Defendant Danielle Portnoy (as Trustee of the "SamZach Irrevocable Trust") gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant Danielle Portnoy gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant Maxsys, Inc. gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant Zachary Portnoy gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant Samantha Portnoy (as Co-Trustee of the Revocable Deed of Trust of Danielle M. Portnoy) gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant Samantha Portnoy gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant Altchem Environmental Services, Inc. gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant BF Services, L.P. gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Interpleader Danielle Portnoy gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant Samzach Partners, L.P. gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant Danielle Portnoy (as Co-Trustee of the Revocable Deed of Trust of Danielle M. Portnoy) gbochetto@bochettoandlentz.com
GEORGE BOCHETTO on behalf of Defendant Sam-Zachary Partners, LLC gbochetto@bochettoandlentz.com
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HOLLY SMITH MILLER on behalf of Trustee ROBERT H. HOLBER hsmiller@gsbblaw.com
HOLLY SMITH MILLER on behalf of Robert H. Holber, Chapter 7 Trustee hsmiller@gsbblaw.com
HOLLY SMITH MILLER on behalf of Plaintiff Robert H. Holber hsmiller@gsbblaw.com
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JEFFREY KURTZMAN on behalf of Defendant Danielle Portnoy Kurtzman@kurtzmansteady.com
JEFFREY KURTZMAN on behalf of Defendant Samantha Portnoy Kurtzman@kurtzmansteady.com
JEFFREY KURTZMAN on behalf of Defendant Altchem Environmental Services, Inc. Kurtzman@kurtzmansteady.com
JEFFREY KURTZMAN on behalf of Defendant Maxsys, Inc. Kurtzman@kurtzmansteady.com
JEFFREY KURTZMAN on behalf of Defendant BF Services, L.P. Kurtzman@kurtzmansteady.com
JEFFREY KURTZMAN on behalf of Interpleader Danielle Portnoy Kurtzman@kurtzmansteady.com
JEFFREY KURTZMAN on behalf of Interpleader SamZach Irrevocable Trust Kurtzman@kurtzmansteady.com
JEFFREY KURTZMAN on behalf of Defendant Zachary Portnoy Kurtzman@kurtzmansteady.com
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JOSHUA B. KAPLAN on behalf of Defendant Barry Portnoy kaplan@braverlaw.com, powell@braverlaw.com;belle@braverlaw.com;marano@braverlaw.com

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The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system (continued)

JOSHUA B. KAPLAN on behalf of Vorndran Construction, Inc. kaplan@braverlaw.com, powell@braverlaw.com;belle@braverlaw.com;marano@braverlaw.com
JOSHUA B. KAPLAN on behalf of Debtor Barry Portnoy kaplan@braverlaw.com, powell@braverlaw.com;belle@braverlaw.com;marano@braverlaw.com
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MICHAEL L. TEMIN on behalf of Mediator MICHAEL L. TEMIN mtemin@foxrothschild.com
MICHAEL L. TEMIN on behalf of Mediator Michael Temin mtemin@foxrothschild.com
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ROBERT H. HOLBER trustee@holber.com, rholber@ecf.epiqsystems.com
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SARAH R. GOODMAN on behalf of Creditor Michael Carson SRG@Pietragallo.com, BLR@Pietragallo.com
STEFAN RICHTER on behalf of Creditor Southampton Industrial Mews Condominium Association srichter@clemonslaw.com
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STEPHEN G. HARVEY on behalf of Defendant Jonathan Hugg steve@steveharveylaw.com, david@steveharveylaw.com;theresa@steveharveylaw.com
STEPHEN G. HARVEY on behalf of Creditor Republic First Bank d/b/a Republic Bank steve@steveharveylaw.com, david@steveharveylaw.com;theresa@steveharveylaw.com
STEVEN E. OSTROW on behalf of Interested Party EVC Turnpike Dr., LLC ostrows@whiteandwilliams.com
THOMAS I. PULEO on behalf of Creditor M&T BANK tpuleo@kmllawgroup.com, bkgroup@kmllawgroup.com
United States Trustee USTPRegion03.PH.ECF@usdoj.gov

TOTAL: 97

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

IN RE: BARRY PORTNOY	BANKRUPTCY CASE NO. 14-16081 CHAPTER 7
ROBERT H. HOLBER, as Chapter 7 Trustee of the Estate of Barry Portnoy, Plaintiff vs. BARRY PORTNOY, et al. Defendants	ADVERSARY NO. 16-00248-mdc (LEAD CASE)
REPUBLIC FIRST BANK d/b/a REPUBLIC BANK, Plaintiff, vs. BARRY PORTNOY, Defendant	ADVERSARY NO. 15-00037-mdc
ROBERT H. HOLBER, as Chapter 7 Trustee of the Estate of Barry Portnoy, and REPUBLIC FIRST BANK d/b/a REPUBLIC BANK Plaintiffs	ADVERSARY NO. 16-00409-mdc

<p>v.</p> <p>ALTCHEM ENVIRONMENTAL SERVICES, INC., et al.,</p> <p>Defendants</p>	
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STIPULATION AND ORDER

This Stipulation and Order is entered into this 11th day of October, 2018, by and among Robert H. Holber, as Chapter 7 Trustee (the “Trustee”) for the Estate of Barry Portnoy (the “Estate”), Barry Portnoy (the “Debtor”), Danielle Portnoy, Zachary Portnoy, Samantha Portnoy, Danielle Portnoy, as Trustee of the SamZach Irrevocable Trust, Danielle Portnoy, as co-trustee of the Revocable Deed of Trust of Danielle M. Portnoy, Samantha Portnoy, as co-trustee of the Revocable Deed of Trust of Danielle M. Portnoy, Altchem Environmental Services, Inc., Samzach Partners, L.P., Sam-Zachary Partners, LLC, BF Services, L.P., Maxsys, Inc. and Maxis Construction Group (collectively, “Non-Debtor Defendants”), Vorndran Construction, Inc. (“VCI”), Republic First Bank (“Republic”), Jonathan W. Hugg, Esquire (“Hugg”) (and together with the Trustee, the Debtor, Non-Debtor Defendants and VCI, “Parties” or individually, a “Party”), and is subject to approval by the United States Bankruptcy Court for the Eastern District of Pennsylvania (the “Bankruptcy Court” or the “Court”).

RECITALS

WHEREAS, the Debtor filed a voluntary petition under Chapter 7 of the Bankruptcy Code on July 30, 2014 (the “Petition Date”) in the above captioned bankruptcy case (the “Bankruptcy Case”);

WHEREAS, the Trustee was appointed trustee on July 31, 2014;

WHEREAS, Adversary Case number 15-00037-mdc was commenced by Republic

against the Debtor on January 30, 2015, seeking, *inter alia*, to deny the Debtor's discharge;

WHEREAS, Republic commenced actions in the Court of Common Pleas of Bucks County, Pennsylvania against Non-Debtor Defendants which actions sought to, *inter alia*, avoid various transfers by the Debtor (the "Bucks County Actions");

WHEREAS, the Bucks County Actions were subsequently removed to this Court as Adversary Case number 16-409-mdc;

WHEREAS, Adversary Case number 16-248-mdc was commenced by the Trustee on July 29, 2016 (Adversary Case number 15-00037-mdc, Adversary Case number 16-409-mdc and Adversary Case number 16-248-mdc are hereinafter collectively referred to as the "Trustee-Republic Adversary Actions");

WHEREAS, the Trustee-Republic Adversary Actions have been consolidated by agreement among the Trustee, the Debtor, Non-Debtor Defendants and Republic;

WHEREAS, on February 23, 2017, the Debtor commenced an action in the Court of Common Pleas of Philadelphia County, Pennsylvania against Hugg and Republic (the "Philadelphia County Action");

WHEREAS, the Philadelphia County Action was subsequently removed to this Court as Adversary Case number 17-00187-mdc (the "Debtor's Adversary Action");

WHEREAS, the Debtor and Non-Debtor Defendants believe that they have meritorious defenses to all of the claims asserted in the Trustee-Republic Adversary Actions;

WHEREAS, Republic and Hugg believe that they have meritorious defenses to all of the claims asserted in the Debtor's Adversary Action;

WHEREAS, the Parties have since engaged in extensive negotiations in an effort to resolve all claims that Republic and/or the Trustee possess against the Debtor and Non-Debtor Defendants, and all claims that the Debtor possesses against Republic and Hugg, including

without limitation, all claims asserted in the Trustee-Republic Adversary Actions and the Debtor's Adversary Action (together, the "Adversary Actions");

WHEREAS, the Parties have also filed various motions that are currently pending before the Court;

WHEREAS, as a result of such discussions, and in an effort to avoid unnecessary and protracted litigation, the Parties have now reached an amicable resolution of all claims that Republic and/or the Trustee possesses against the Debtor and/or the Non-Debtor Defendants and all claims the Debtor possesses against Republic and Hugg;

WHEREAS, the Parties have memorialized the terms of their settlement in a settlement agreement (the "Settlement Agreement"), which has been executed by each of the Parties;

WHEREAS, the Parties will seek the Court's approval of the Settlement Agreement and the transactions contemplated therein, pursuant to a motion to be filed by the Parties on or before October 12, 2018 (the "Approval Motion");

WHEREAS, the Approval Motion will be set for hearing on November 7, 2018;

WHEREAS, in order to avoid the cancellation of the Settlement Agreement and the cancellation of the amicable resolution of all claims set forth therein, the Parties desire that all pending motions in the Bankruptcy Case and the Adversary Actions, shall be stayed as provided below.

NOW, THEREFORE, for good and valuable consideration, the Debtor, the Non-Debtor Defendants, the Trustee, Republic Bank and Jonathan Hugg and (sometimes referred to herein as the "Parties"), through their undersigned counsel, stipulate, consent to, and agree as follows:

1. At the request of the Parties, and in recognition of the Parties' agreement to voluntarily resolve all of the Pending Motions by comprehensive settlement, as set forth in the Settlement Agreement and Approval Motion, disposition of any and all pending motions in the Adversary Actions and any and all pending motions in the Bankruptcy Case, by, between or among any or all of the Parties (the "Pending Motions"), shall be held in abeyance by the Court until the later to occur of: (a) November 10, 2018; or (b) if the Court enters an Order approving the Approval Motion (the "Approval Order"), two days after the date the Approval Order becomes final and non-appealable (the "Abeyance Period").

2. In the event that Approval Order becomes final and non-appealable, the dispositive provisions of the Settlement Agreement shall govern the resolution of the Adversary Actions and the Pending Motions.

IT IS SO ORDERED.

BY THE COURT



Magdalene D. Coleman

- CONSENT -

GELLERT SCALI BUSENKELL & BROWN, LLC <i>/s/ Gary F. Seitz</i> Gary F. Seitz, Esquire Holly S. Miller, Esquire The Curtis Center 601 Walnut Street, Suite 750 West Philadelphia, PA 19106 <i>Attorneys for the Plaintiff</i>	SCHNADER HARRISON SEGAL & LEWIS LLP <i>/s/ Jonathan W. Hugg</i> Jonathan W. Hugg, Esquire 1600 Market Street, Suite 3600 Philadelphia, PA 19103 <i>Attorneys for the Republic First Bank</i>
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BOCHETTO & LENTZ, P.C.	BRAVERMAN KASKEY, P.C.
<p><u>/s/ Albert Belmont</u> George Bochetto, Esquire Albert Belmont, Esquire 1524 Locust Street Philadelphia, PA 19102 <i>Attorneys for Danielle Portnoy, Danielle Portnoy, as custodian for Zachary Portnoy and Samantha Portnoy, Danielle Portnoy, as Trustee of the SamZach Irrevocable Trust, Danielle Portnoy, as co-trustee of the Revocable Deed of Trust of Danielle M. Portnoy, Samantha Portnoy, Samantha Portnoy, as co-trustee of the Revocable Deed of Trust of Danielle M. Portnoy, Altchem Environmental Services, Inc., Zachary Portnoy, Samzach Partners, L.P., Sam-Zachary Partners, LLC, BF Services, L.P., Maxsys, Inc. and Maxis Construction Group</i></p>	<p><u>/s/ John E. Kaskey</u> David L. Braverman, Esquire John E. Kaskey, Esquire Joshua B. Kaplan, Esquire 1650 Market Street, 56th Floor Philadelphia, PA 19103 <i>Attorneys for Barry Portnoy the Debtor/Defendant and Vorndran Construction, Inc.</i></p>
<p>Steve Harvey Law LLC <u>/s/ David V. Dzara</u> Stephen G. Harvey, Esquire David V. Dzara, Esquire 1880 John F. Kennedy Blvd. Suite 1715 Philadelphia, PA 19103 <i>Attorneys for Jonathan W. Hugg</i></p>	